

8/27/04

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Argenbright

(SILV.P01CIP)

Serial No. 10/045,219

Group Art Unit:

Filed: November 9, 2001

Examiner:

For: Online Educational Trust Creation and Management

PETITION TO MAKE SPECIAL

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully petitions the Commissioner to make this application special, and to thereby advance this application out of turn for examination as soon as possible,¹ on the grounds that an infringing method is currently in use in the market.

Applicant encloses his Statement in which he alleges that a method infringing one or more of the claims in this case is currently in use. As set forth in that Statement, Applicant has made a rigid comparison of the alleged infringing method with the claims in this application, and that, in his opinion, at least one of the claims in this application is unquestionably infringed by that method. Also as set forth in that Statement, Applicant states that he caused a careful and thorough search of the prior art to be made, prior to the filing of this application. The results of that search have previously been cited to the Patent and Trademark Office in this application.

08/30/2004 EAREGAY1 00000059 10045219

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130.00 (IP)

Applicant therefore respectfully submits that the requirements of the Patent and Trademark Office regarding the advancement of applications for examination out of turn are met by this Petition and the accompanying Statement.² The fee for this Petition³ is enclosed with this Petition.

Applicant therefore respectfully requests that this application be made special, and advanced out of turn for examination as soon as possible.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. M. Anderson', with a stylized flourish at the end.

Rodney M. Anderson

Registry No. 31,939

Attorney for Applicant

Anderson, Levine & Lintel, L.L.P.

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Dallas, Texas 75254

(972) 664-9554

Express Mail Label No. EK893255237US

¹ 37 C.F.R. §1.102(d).

² MPEP §708.02.

³ 37 C.F.R. §1.17(h).

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of

Argenbright

(SILV.P01CIP)

Serial No. 10/045,219

Group Art Unit:

Filed: November 9, 2001

Examiner:

For: Online Educational Trust Creation and Management

STATEMENT IN SUPPORT OF PETITION TO MAKE SPECIAL

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

I, Stephen Argenbright, hereby state:

1. I am the Applicant of this application, and am the sole inventor of the invention claimed in this application.
2. I allege that there is a method currently on the market and in use that infringes one or more of the claims in this application.
3. I have myself made a rigid comparison of this alleged infringing method, and in my opinion, at least one of the claims in this application is unquestionably infringed.
4. I have caused a careful and thorough search of the prior art to be made. This search was made prior to the filing of the application through which this

application claims priority. On information and belief, that search is coextensive with this application. The references discovered in that search have been previously provided to the Patent and Trademark Office in this application.

5. Further Applicant sayeth naught.

Respectfully submitted,



Stephen G. Argenbright

Applicant

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL
for FY 2004

AUG 26 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130

Complete if Known

Application Number	10/045,219
Filing Date	9 November 2001
First Named Inventor	Argenbright
Examiner Name	
Art Unit	3624
Attorney Docket No.	SILV.P01CIP

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number
Deposit Account Name

01-1615

Anderson, Levine & Lintel

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$) 0

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent Claims	-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity | Small Entity

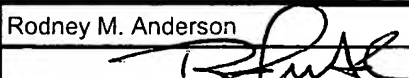
Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	130
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 130**SUBMITTED BY**

(Complete if applicable)

Name (Print/Type)	Rodney M. Anderson	Registration No. (Attorney/Agent)	31,939	Telephone	972.664.9554
Signature		Date	25 August 2004		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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